



Atty. Dkt. No 044829-0127 *h3*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: McDonald, et al
Title: ANTIMICROBIAL POLYMER
Appl. No.: 09/850,324
Filing Date: 05/07/2001
Examiner: To be determined
Art Unit: 1714

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, Washington, D.C. 20231.	
EL 640468447 US (Express Mail Label Number)	4-18-03 (Date of Deposit)
<i>Roberta Cooper</i> (Printed Name)	
<i>Roberta Cooper</i> (Signature)	

**PETITION FOR ACCEPTANCE OF AN UNINTENTIONALLY DELAYED CLAIM FOR
PRIORITY UNDER 37 C.F.R. § 1.78(a)(3)**

Office of Petitions
Washington, D.C. 20231

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APR 2 3 2003

Sir:

OFFICE OF PETITIONS

Pursuant to 37 C.F.R. § 1.78(a)(3), for the above-mentioned case filed May 7, 2001, Applicants hereby petition for acceptance of an unintentionally delayed claim to priority under 35 U.S.C. § 120 for the benefit of prior filed applications.

Applicants hereby petition for acceptance of a claim by the present application to the benefit of the priority of U.S. Serial No. 09/671,784, filed September 27, 2000, issued as U.S. Patent No. 6,399,714, on June 5, 2002; and U.S. Serial No. 09/698,619, filed October 27, 2000, issued as U.S. Patent No. 6,495,657, on December 17, 2002. Applicants hereby state that the entire delay between the date the claim was due under 37 C.F.R. § 1.78(a)(2)(ii) and the filing of this petition was unintentional.

The above-mentioned application, U.S. Serial No. 09/850,324, (filed on May 7, 2001), was co-pending with U.S. Serial No. 09/671,784 and U.S. Serial No. 09/698,619, and the above-mentioned application has common inventors with U.S. Serial No. 09/671,784 and U.S. Serial No. 09/698,619. Applicants have included herewith a Preliminary Amendment for the above-mentioned application that requests insertion of a crossreference to U.S. Serial No. 09/671,784 and U.S. Serial No. 09/698,619 in the specification for U.S. Serial No. 09/850,324. Should this petition be granted, Applicants request that the Preliminary Amendment be forwarded to the Examiner for entry in the file.

A check in the amount of \$1,280.00 is enclosed for the amount stated in 37 C.F.R. § 1.17(t) to cover the fee for this petition. However, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a

check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Enclosed herewith are copies of a Certificate under 37 C.F.R § 3.73(b) and Revocation of Prior Powers of Attorney by Assignee and Appointment of New Powers of Attorney by Assignee, which were filed on April 18, 2003 for the application.

Respectfully submitted,

By 

Date April 18, 2003

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